

**House State & Local Government Committee Amendment No. 1**

**Amendment No. 1 to HB0945**

**Jones U**  
**Signature of Sponsor**

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

**AMEND Senate Bill No. 1761**

**House Bill No. 945\***

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 5-1-210, is amended by designating the existing language as subsection (a).

SECTION 2. Tennessee Code Annotated, Section 5-1-210, is amended by deleting subdivisions (5) and (6) in their entirety and by substituting instead the following language:

(5) For the assignment of administrative and executive functions for all other officers of the county government, other than as required pursuant to subdivision (6), which officers may be given, subject to such limitations as may be deemed appropriate or necessary, all or part of the administrative and executive functions possessed by the county being chartered and such additional powers and duties, not inconsistent with general law or the state Constitution;

(6)

(A) For the election of the following constitutional county officials listed in Article VII, Section 1 of the state Constitution: a sheriff, a trustee, a register, a county clerk and an assessor of property. Any county adopting a charter pursuant to this part shall require each such official to perform at least the same duties and responsibilities as are prescribed by the general assembly for such county officials in all other counties of the state. In addition, such officials shall possess the same qualifications and be entitled to receive at least the same minimum compensation as apply to such constitutional county officials in all other counties as specified by the general assembly. The election and removal from office of such

officials in any county adopting a charter pursuant to this part or amending an adopted charter after the effective date of this act shall be as prescribed by the general assembly for such constitutional county officials in all other counties of the state. No charter adopted, and no amendment to an adopted charter, after the effective date of this act shall set limits for the terms of office for such constitutional county officials unless and until the general assembly enacts term limits for such officials.

(B) For the names, titles of any other administrative and executive officers of the county government, not listed in subdivision (A), their qualifications, compensation, method of selection, tenure, removal, replacement and such other provisions with respect to such officers, not inconsistent with general law, as may be deemed necessary or appropriate for the county government;

SECTION 3. Tennessee Code Annotated, Section 5-1-210, is amended by deleting subdivision (12) and by substituting instead the following language:

(12) That, in compliance with subdivision (6), the election, duties and qualifications of the constitutional county officers as prescribed by the general assembly shall not be altered or abolished under any county adopting a charter or amending a charter in accordance with this part; nor shall the failure of any county to specify duties of the constitutional county officers or to specifically create the county constitutional officers be deemed to abolish such constitutional county offices; provided, that such officers may be given additional duties and responsibilities under such charters.

SECTION 4. Tennessee Code Annotated, Section 5-1-210, is amended by adding the following language as a new subsection (b):

(b) Any law of general application shall apply in any county adopting a charter form of government under this part, notwithstanding any charter provision to the contrary.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.